

COMBINED DECLARATION AND POWER OF ATTORNEY

As below named inventor, I hereby declare that

This declaration is of the following type:

- ☒ original ☐ design ☐ supplemental  
☐ national stage of PCT  
☐ divisional ☐ continuation ☐ continuation-in-part

My residence, post office address, and citizenship are as stated below next to my name. I believe I am the original, first, and sole inventor (*if only one name is listed below*) or an original, first, and joint inventor (*if plural names are listed below*) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHOD FOR CREATING A BALANCED BINARY TREE

the specification of which:

- ☒ is attached hereto.  
☐ was filed on \_\_\_\_\_ as Serial No. \_\_\_\_\_ and was amended on \_\_\_\_\_. (*if applicable*).  
☐ was filed by Express Mail No. \_\_\_\_\_ as Serial No. not known yet, and was amended on \_\_\_\_\_ (*if applicable*).  
☐ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_ (*if any*).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

COUNTRY	APPLICATION	DATE OF FILING (day,month,year)	PRIORITY CLAIMED UNDER 35 USC 119			
				YES		NO
				YES		NO
				YES		NO
				YES		NO

09764011.011701

In re Application of Burrows et al.  
Application Number Unassigned

I hereby claim the benefit pursuant to Title 35, United States Code, § 119(e) of the following United States provisional application(s):

PRIOR U.S. PROVISIONAL APPLICATIONS CLAIMING THE BENEFIT UNDER 35 USC 119(e)	
APPLICATION NO.	DATE OF FILING

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 USC 120					
U.S. APPLICATIONS			Status (check one)		
U.S. APPLICATIONS	U.S. FILING DATE		PATENTED	PENDING	ABANDONED
1.					
2.					
3.					
PCT APPLICATIONS DESIGNATING THE U.S.			Status (check one)		
PCT APPLICATION NO.	PCT FILING DATE	U.S. SERIAL NOS. ASSIGNED (if any)	PATENTED	PENDING	ABANDONED
4.					
5.					
6.					

DETAILS OF FOREIGN APPLICATIONS FROM WHICH PRIORITY CLAIMED UNDER 35 USC 119 FOR ABOVE LISTED U.S./PCT APPLICATIONS				
ABOVE APPLN. NO.	COUNTRY	APPLICATION NO.	DATE OF FILING (day,month,yr)	DATE OF ISSUE (day,month,yr)
1.				
2.				
3.				
4.				

09764031-011701

In re Application of Burrows et al.  
Application Number Unassigned

As a named inventor, I hereby appoint the following attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Berton Scott Sheppard, Reg. 20922  
James B. Muskal, Reg. 22797  
Dennis R. Schlemmer, Reg. 24703  
Gordon R. Coons, Reg. 20821  
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John W. Kozak, Reg. 25117  
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Theodore W. Anderson, Reg. 17035  
Noel I. Smith, Reg. 18698  
Phillip M. Pippenger, Reg. 46055  
Katie E. Sako, Reg. 32628

I further direct that correspondence concerning this application be directed to Customer Number 23460.



**23460**

PATENT TRADEMARK OFFICE

I hereby declare that all statements made herein of my own knowledge are true, that all statements made on information and belief are believed to be true, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Eric D. Schweickert

Inventor's signature *Eric D. Schweickert*

Date 01/15/01

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Residence: 17027 NE 195<sup>th</sup> Street, Woodinville, Washington 98072

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Full name of second joint inventor: Kevin Ward Burrows

Inventor's signature *Kevin Ward Burrows*

Date 01/15/01

Country of Citizenship: US

Residence: 312 NE Sixth Street, North Bend, Washington 98045

Post Office Address: Same as above

FOR FTO 23460

# **RECORDATION FORM COVER SHEET PATENTS ONLY**

U.S. Department of Commerce  
Patent and Trademark Office  
**PATENT**

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

## **Submission Type**

- ☒ New  
☐ Resubmission (Non-Recordation)  
 Document ID #  
☐ Correction of PTO Error  
 Reel #                      Frame #  
☐ Corrective Document  
 Reel #                      Frame #

## **Conveyance Type**

- ☒ Assignment  
☐ License  
☐ Merger  
☐ Security Agreement  
☐ Change of Name  
☐ Other:

## **Conveying Party(ies)**

1. SCHWEICKERT, Eric D.
2. BURROWS, Kevin Ward
- 3.
- 4.
- 5.
- 6.

## **Execution Date(s)**

January 15, 2001  
 January 15, 2001

☐ Mark if Additional Names of Conveying Parties Attached

## **Receiving Party**

Name                      Microsoft Corporation

Name

Address                      One Microsoft Way

Address

Address                      Redmond

City

Washington

State/Country

98052

Zip Code

☐ Mark if Additional Names of Receiving Parties Attached

## **Correspondent Name and Address**

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 Attorney Docket No. 206584

**Pages**      Enter the total number of pages of the attached conveyance document including any attachments:      **3**

## **Application Number(s) or Patent Number(s)**

☐ Mark if additional numbers attached

*Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).*

### **Patent Application Numbers**

### **Patent Numbers**

If this document is being filed together with a *new* Patent Application, enter the date the patent application was signed by the first named executing inventor.

Month Day Year  
 01/15/01

## **Patent Cooperation Treaty (PCT)**

Enter PCT application number *only if* a U.S. Application Number has not been assigned.

PCT

PCT

PCT

PCT

PCT

PCT

## **Number of Properties**

Enter the total number of properties involved: **1**

## **Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41): \$40.00

Method of Payment:

☒ Enclosed is a check in the amount of \$1054.00, \$40.00 of which is for the Assignment.

☐ Charge Deposit Account No. 12-1216

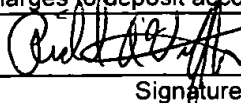
Authorization to Charge Additional Fees to Deposit Account No. 12-1216: ☒ Yes    ☐ No

## **Statement and Signature**

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Richard A. Wulff, Reg. No. 42,238

Name of Person Signing



Signature

January 17, 2001

Date